(1)

(3)

**IN THE HON'BLE HIGH COURT OF JUDICATURE, CHHATTISTGARH at BILASPUR.**

SINGLE BENCH

WRIT PETITION NO. 848 / 2006.

PETITIONER : **Vinit Kumar Sinha**
S/o Late Shri. Vinod Kumar Sinha
Aged around 36 years,
Unemployed
Residing at : C/o Qr. No.11
Ward No. 11, Mohan Nagar,
**DURG – 490001** (CG).

P.R. No. 2908/06
Presented by Sh. B. P. Rao
dated 16/06/06

**VERSUS**

RESPONDENTS :

1. STEEL AUTHORITY OF INDIA LTD.,
**Through** : Its Chairman,
Steel Authority of India Ltd.
Lodhi Road, Ispat Bhawan,
**NEW DELHI** – 110011.

2. BHILAI STEEL PLANT,
**Through** : Its Managing Director,
Bhilai Steel Plant,
Ispat Bhawan, **BHILAI - 490001**
District : Durg (CG).

3. The Manager
(Personnel – Management)
Bhilai Steel Plant,
**BHILAI – 490001**
District : Durg (CG)

**WRIT PETITION UNDER ARTICLE 226 / 227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF APPROPRIATE ORDER AND DIRECTIONS IN THE NATURE OF CERTIORARY, MANDAMUS ETC.**

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

25

**मामला क्रमांक** ...W.P.2848... **सन् 2006**

**आदेश पत्रक (पूर्वानुबद्ध)**

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**19-6-2006**

Heard Mr. B.P. Rao, counsel for the petitioner.

By the instant writ petition under Article 226/227 of the Constitution of India, the petitioner has prayed that respondent No.3 be directed to consider the case of the petitioner for compassionate appointment on account of the retirement of the petitioner's father on medical ground.

The case of the petitioner is that the father of the petitioner was employed as Teacher in the Education Department of Bhilai Steel Plant (respondent No.2) and was posted at Middle School, Hospital Sector, Bhilai. Subsequently, the father of the petitioner suffered from brain disease. He was treated at Bhilai Steel Plant Hospital for a long time and ultimately, he was declared Permanent Medically Unfit for the job vide Medical Board letter dated 29-4-1998. Based on that, the petitioner's father was relieved from the duties on 19-5-1998 and on that basis, the petitioner's father submitted an application for compassionate appointment of the petitioner. The petitioner himself also submitted an application dated 12-10-1998 (Annexure P-3). Unfortunately, the father of the petitioner passed away on 28-2-1999. Even after the lapse of 6-7 years, the respondents have not considered the case of the petitioner, whereas, as per the Memorandum of Agreement dated 29th July, 1979, applicable in the Steel Authority including the respondents, the petitioner is entitled for compassionate appointment.

Learned counsel for the petitioner submitted that on similar ground number of persons have been appointed on compassionate appointment, whereas, the case of the petitioner is not being considered in spite of the application submitted by the petitioner for compassionate appointment. Therefore, the respondents be directed to consider the application of the petitioner and pass appropriate order in the matter.

[redacted]

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

29

**मामला क्रमांक** ..... W.P. 2848/ ..... **सन् 2006**

**आदेश पत्रक (पूर्वानुबद्ध)**

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश - 2 - | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| Soma | Having heard learned counsel for the petitioner and having perused the petition and the documents, the prayer made by learned counsel is just, fair and reasonable. Therefore, respondent No.3 is directed to scrutinize the application submitted by the petitioner for compassionate appointment and pass final order on the application considering the case of the petitioner for compassionate appointment, in accordance with the policy of respondent No.1.<br>With the direction aforesaid, the petition stands disposed of.<br>Parties are entitled for certified copy of this order.<br>Sd/-<br>L.C. Bhadoo<br>Judge | |